

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 SENECA DURR,

4 Plaintiff

5 v.

6 ANDREW SAUL,

7 Defendant

Case No.: 2:18-cv-01907-APG-NJK

**Order (1) Accepting Report and
Recommendation, (2) Denying Motion to
Affirm, and (3) Granting Motion to
Remand**

[ECF Nos. 14, 24, 30]

8 On January 24, 2020, Magistrate Judge Koppe recommended that I grant plaintiff Seneca
9 Durr's motion to remand and deny the defendant's motion to affirm. ECF No. 30. No party
10 objected. Thus, I am not obligated to conduct a de novo review of the report and
11 recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo
12 determination of those portions of the report or specified proposed findings to which objection is
13 made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the
14 district judge must review the magistrate judge's findings and recommendations de novo *if*
15 *objection is made*, but not otherwise" (emphasis in original)).

16 I THEREFORE ORDER that Magistrate Judge Koppe's report and recommendation
17 **(ECF No. 30) is accepted**, defendant Andrew Saul's motion to affirm **(ECF No. 24) is**
18 **DENIED**, and plaintiff Seneca Durr's motion to remand **(ECF No. 14) is GRANTED**. This
19 matter is remanded to the Social Security Administration for further proceedings consistent with
20 this order and with Judge Koppe's report and recommendation.

21 DATED this 10th day of February, 2020.

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ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE